



13

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

TABOLINA et al.

Art Unit: 1632

Application No.: 10/073,293

Examiner: [to be assigned]

Filing Date: February 13, 2002

Attorney Ref. No.: US-1450

For: METHOD FOR PRODUCING
L-AMINO ACID USING
BACTERIA BELONGING TO THE
GENUS ESCHERICHIA

**STATEMENT TO SUPPORT FILING AND SUBMISSION IN
ACCORDANCE WITH 37 C.F.R. §§ 1.821-1.825**

Mail Stop MISSING PARTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450


Sir:

In connection with the Sequence Listing submitted concurrently herewith, the undersigned hereby states that:

1. the submission filed herewith in accordance with 37 C.F.R. § 1.821(g), does not include new matter;
2. the content of the attached paper copy and the attached computer readable copy of the Sequence Listing, submitted in accordance with 37 C.F.R. § 1.821(c) and (e), respectively, are the same; and
3. all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of

the United States Code and that such willful false statements may jeopardize the validity of the application or any patent resulting therefrom.

Respectfully submitted,

By: 
Shelly Guest Cermak
Registration No. 39,571

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Date: June 28, 2005



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June 28, 2005

Mail Stop Missing Parts

Honorable Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RE: U.S. Patent Application No.: **10/073,293**
Filed: February 13, 2002
For: Method for Producing L-Amino Acid Using
Bacteria Belonging to the Genus Escherichia
Inventors: Tabolina et al.
My Ref. No.: US-1450

Sir:


The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office, in response to the Notice to Comply With Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures – Filing Date Granted, dated June 24, 2005:

- 1) (Return Copy) Notice to Comply (2 pp)
- 2) Statement to Support Filing and Submission in Accordance With 37 C.F.R. §§ 1.821-1.825 (2 pp)
- 3) Paper copy of Sequence Listing (11 pp)
- 4) Electronic copy of Sequence Listing on CD-ROM
- 5) Copy of date-stamped postcard from 06/17/2002 showing previous filing of Sequence Listing diskette in response to prior Missing Parts Notice (1 pg)
- 6) Copy of date-stamped postcard from 08/02/2002 showing previous filing of Sequence Listing diskette in response to prior Notice to Comply (1 pg)
- 7) One return postcard receipt.

L* If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and the Commissioner is authorized to charge any fees therefore, and credit any overpayments, to Deposit Account 50-3077.

U.S. P.T.O. Customer No. 38108
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Respectfully submitted,



Shelly Guest Cermak
Reg. No. 39,571

Date: June 28, 2005



BEST AVAILABLE COPY

COPY

Dept.: CHEMICAL

By: NFO:VKS:mb

OSMM&N File No. 219594US0

Serial No. 10/073,293

In the matter of the Application of: Ekaterina Aleksandrovna TABOLINA, et al.
For: METHOD FOR PRODUCING L-AMINO ACID USING BACTERIA
BELONGING TO THE GENUS ESCHERICHIA

The following has been received in the U.S. Patent Office on the date stamped hereon:

- | | | | | | |
|-------------------------------------|--|-------------------------------------|------------------------------|--------------------------|------------------|
| <input type="checkbox"/> | pp. Specification | <input type="checkbox"/> | Claims/Drawings | <input type="checkbox"/> | Sheets |
| | and | | Pages Application Data Sheet | | |
| <input checked="" type="checkbox"/> | Combined Declaration, Petition & Power of Attorney | | | 3 | Pages (executed) |
| <input checked="" type="checkbox"/> | Filing of Declaration Under 37 C.F.R. §1.153(f) | | | | |
| <input type="checkbox"/> | Utility Patent Application Transmittal | <input type="checkbox"/> | CPA | | |
| <input checked="" type="checkbox"/> | Request for Priority | <input checked="" type="checkbox"/> | Priority Doc (5) | | |
| <input type="checkbox"/> | Check for | <input checked="" type="checkbox"/> | Dep. Acct. Order Form | | |
| <input checked="" type="checkbox"/> | Statement Under 37 C.F.R. §1.821(F)-(G) | | | | |
| <input checked="" type="checkbox"/> | Sequence Listing (16 pp. w/Diskette) | | | | |
| <input type="checkbox"/> | Letter to Official Draftsman | | | | |
| <input checked="" type="checkbox"/> | Notice To File Missing Parts of Nonprovisional Application - Return Copy | | | | |
| <input checked="" type="checkbox"/> | PTO Cover Letter | | | | |
| <input checked="" type="checkbox"/> | Preliminary Amendment and Response to Notice To File Missing Parts (2 pp.) | | | | |
| <input checked="" type="checkbox"/> | Information Disclosure Statement | <input checked="" type="checkbox"/> | PTO-1449 | | |
| <input checked="" type="checkbox"/> | Cited References (6) | | | | |
| <input type="checkbox"/> | Search Report | | | | |
| <input type="checkbox"/> | Statement of Relevancy | | | | |
| <input type="checkbox"/> | IDS/Related/List of Related Cases | | | | |
| <input type="checkbox"/> | Restriction Response | | | | |
| <input type="checkbox"/> | Rule 132 Declaration | | | | |
| <input type="checkbox"/> | Petition for Extension of Time | | | | |
| <input type="checkbox"/> | Notice of Appeal | | | | |
| <input type="checkbox"/> | Brief | | | | |
| <input type="checkbox"/> | Issue Fee Transmittal | | | | |
| <input type="checkbox"/> | White Advance Serial Number Card | | | | |
| <input type="checkbox"/> | Small Entity Status is claimed | | | | |
| <input type="checkbox"/> | | | | | |
| <input type="checkbox"/> | | | | | |



- | | |
|--------------------------|----------------------------|
| <input type="checkbox"/> | Cited Pending Applications |
| <input type="checkbox"/> | Election Response |

Due Date: June 17, 2002



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OSMM&N File No. 219594USO

Dept.: CHEMICAL
By: NFO:VKS:kh

816

Serial No. 10/073,293

In the matter of the Application of: Ekaterina Aleksandrovna TABOLINA, et al.
For: METHOD FOR PRODUCING L-AMINO ACID USING BACTERIA
BELONGING TO THE GENUS ESCHERICHIA

The following has been received in the U.S. Patent Office on the date stamped hereon:

☐ pp. Specification Claims/Drawings Sheets
and Pages Application Data Sheet

☐ Combined Declaration, Petition & Power of Attorney pages

☐ List of Inventor Names and Addresses

☐ Utility Patent Application Transmittal

☐ Notice of Priority

☐ Check for

☐ Fee Transmittal Form

☐ Assignment/PTO 1595 pages:

☐ Letter to Official Draftsman

☐ Letter Requesting Approval of Drawing Changes

☐ Drawings sheets ☐ Formal

☐ Letter

☐ Amendment

☐ Information Disclosure Statement

☐ Cited References

☐ Search Report

☐ Statement of Relevancy

☐ IDS/Related/List of Related Cases

☐ Restriction Response

☐ PTO Transmittal

☐ Notice to Comply - Return Copy

☐ Response to Notice to Comply (2 pp.)

☐ Date-Stamped Filing Receipt Dated June 17, 2002 (Copy)

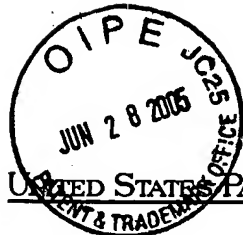
☐ Sequence Listing (Paper, 15 pp.)

☐ Substitute Computer-Readable Sequence Listing (Diskette)

☐ Small Entity Status is claimed

☐





UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/073,293	02/13/2002	Ekaterina Aleksandrovna Tabolina	219594US0

000038108
 CERMAK & KENEALY LLP
 ACS LLC
 515 EAST BRADDOCK ROAD
 SUITE B
 ALEXANDRIA, VA 22314

CONFIRMATION NO. 3493

FORMALITIES LETTER



OC000000016376205

Date Mailed: 06/24/2005

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Filing Date Granted

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

To Download Patentin Software, visit <http://www.uspto.gov/web/patents/software.htm>

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

N. Mohammed

Office of Initial Patent Examination (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE